

661—201.1(100) Scope. The provisions of this chapter apply generally to buildings, structures, and facilities in which people congregate if the building, structure, or facility most recently began its current use on or after January 1, 2007, unless the building, structure, or facility is subject to provisions of 661—Chapter 202 or 661—Chapter 205. “Current use” includes the intended use of a building, structure, or facility under construction or awaiting required approval for that intended use.

A building, structure, or facility which most recently began its current use prior to January 1, 2007, is generally subject to the requirements in effect on the date on which the current continuous use of the building, structure, or facility began, unless either of the following conditions applies:

1. The fire marshal finds that any condition that is in violation of the provisions of this chapter, but that is permissible under the requirements in effect on the date on which the current continuous use of the building, structure, or facility began, creates an imminent threat to the safety of individuals or the public. If the fire marshal so finds, the fire marshal may order the correction of the condition found to create the hazard.

2. There were no fire safety requirements established by the fire marshal which applied to the building, structure, or facility at the time its current continuous use began. If no such requirements have been established by the fire marshal for the continued operation of such a building, structure, or facility, the provisions of this chapter shall apply as though the current continuous use of the building, structure, or facility began on or after January 1, 2007.